

The actions delineated below were taken in open session of the EPSB at the November 22, 2004 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape in the permanent records of the EPSB, 100 Airport Road, 3rd Floor, Frankfort, KY 40601.

**Education Professional Standards Board (EPSB)
Summary Minutes of the Business Meeting
EPSB Offices, 100 Airport Road, 3rd Floor
Frankfort, Kentucky
November 21-22, 2004**

Members Present:

Lonnie Anderson
Jim Applegate
Doris Barlow
Wally Campbell
Lydia Coffey
Sam Evans
Kristin Gregory
Kent Juett
Steve Lin
Linda Livers
Rita Presley
Steve Schenck (for Gene Wilhoit)
Wilson Stone
Tom Stull
Ellie Thompson
Mark Wasicsko
Joe Welch

Members Absent:

Sunday, November 21, 2004

Motion made by Dr. Mark Wasicsko, seconded by Ms. Kristen Gregory, to go into closed session for the purpose of discussions which might lead to the appointment of an individual employee in accordance with KRS 61.810(1) (f). Staff members Mr. Tommy Haynes, Ms. Brenda Allen, Ms. Sherry Paul, Dr. Marilyn Troupe, and Ms. Mona Curtsinger were asked by the board to remain and participate in the closed session discussions.

Vote: Unanimous

Motion made by Dr. Wasicsko, seconded by Ms. Ellie Thompson, to return to open session.

Vote: Unanimous

Monday, November 22, 2004

Call to Order

Chair Lydia Coffey reconvened the meeting at 9:00 AM EDT.

Approval of Minutes

Motion made by Dr. Sam Evans, seconded by Dr. Doris Barlow, to approve the minutes of the September 20, 2004 EPSB meeting.

Vote: Unanimous

Results of the November 21, 2004 Closed Session

2004-099 *Motion made by Ms. Gregory, seconded by Ms. Thompson, to appoint, by acclamation, Dr. Phillip S. Rogers as the new Executive Director of the EPSB, effective January 1, 2005.*

Vote: Unanimous

Dr. Rogers thanked the board for the vote of confidence and that he looks forward to continuing the work of the board.

2004-100 *Motion made by Mr. Tom Stull, seconded by Mr. Ken Juett, to direct Chair Ms. Coffey to negotiate a contract with Dr. Rogers to be approved at the January 24, 2005 meeting.*

Vote: Unanimous

Open Speak

No requests were made for Open Speak.

Report of the Executive Director and Staff

Dr. Leib presented the results and subsequent agency responses/actions of the *Permissive Internal Audit* that she requested be conducted. Mr. John Cubine, Mr. David Pitts, and Ms. Jennifer Harper from the Auditor of Public Accounts Office were present to answer questions from the board. There were several areas of internal control weaknesses cited in the report; however, none were of a serious nature and corrective action was immediately taken to eliminate the weaknesses.

Also, Dr. Leib presented the *State of the Agency Report* pursuant to KRS 161.028. The report delineates the board's responsibilities as assigned by the General Assembly, summarizes the action(s) taken, and provides selected recommendations for the future as proposed by the out-going Executive Director.

Dr. Leib announced that EPSB staff raised \$5,277 for the Kentucky Employee Charitable Campaign (KECC), which is 85.2 percent over the \$2,850 goal established for the agency. Ms. Karen Cottrell and Ms. Sharon Jones were recognized for their coordination of activities for staff to support KECC charities.

Dr. Leib also announced that for the fourth year in a row, the EPSB received the Personnel Cabinet's State Equal Employment Opportunity Office's Affirmative Action Achiever Award.

Mr. Terry Hibpsman updated the board on recent research activities he has undertaken. Additionally, Dr. Rogers updated and reviewed some of the technological advancements the agency is experiencing, including a review of the EPSB's new website (www.kyepsb.net).

Mr. Tom Peterson and Mr. Joe Early updated the board on the work of the Teacher Quality Enhancement Grant (TQEG) Oversight Committee. The grant is well underway and is providing many avenues of research for future consideration. The Oversight Committee made the following recommendations to enhance the work of the grant:

- collect information on alternative routes to certification
- emphasize inclusion of minorities, principals, and parents in the work of the grant
- use SACS requirements as a hook to increase participation from institutions of higher education
- emphasize teacher leadership and encourage practitioner buy-in to the grant
- involve National Board for Professional Teacher Standards (NBPTS) teachers as mentors, module reviewers, etc.
- provide financial incentives to NBPTS teachers to serve as mentors and increase the awareness of various educational groups
- connect the TQEG to the State Action for Education Leadership Project (SAELP) and Teacher Education Model Program (TEMP) grants
- provide training for mentors, and link mentors and interns appropriately

The following items were distributed to and reviewed by board members:

- revised listing of Exceptional Children Teacher Assignment Waivers
- copy of *Code of Ethics for EPSB Members* (as approved at September 2004 meeting)
- *Emergency Non-Certified Personnel Program First Quarter* (July 1 -September 30, 2004) Report
- letter from the National Council for Accreditation of Teacher Education (NCATE) RE: Approval of Kentucky/NCATE Partnership (effective through 2011)
- letter from the Kentucky Association of Colleges for Teacher Education RE: Praxis II Tests
- letter from Education Cabinet Secretary Virginia Fox regarding her appreciation of the EPSB's support of the Governor's education vision, the SAELP project, and other activities concerning P-16 education in Kentucky
- letter from Dr. Sam Evans, Western Kentucky University, and response from Dr. Troupe regarding out-of-state institutions' recruitment publications and materials
- two copies of the *Kentucky Teacher*

Report of the Chair

Ms. Coffey, on behalf of the board, expressed great appreciation to Dr. Leib for her direction and leadership over the past seven years. As a small token of their appreciation, Dr. Leib was presented with a Kentucky-crafted B

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Information Items

16 KAR 2:090, School Psychologist Certification, Amendment, Notice of Intent

In keeping with the EPSB's intent that standards (preferably national) be adopted for all certified positions, a committee of practicing school psychologists and higher education faculty met for the past

year and recommends that the EPSB adopt the National Association of School Psychologists (NASP) Standards for Training and Field Placement Programs in School Psychology: Standards for the Credentialing of School Psychologists, July 2000, and that 16 KAR 2:090, School Psychologists Certification, be amended to reflect the following amendments:

- updating language/terminology
- moving the required test score to 16 KAR 6:010, Written Examination Prerequisites for Teacher Education
- making two options available for candidates seeking standard certification
- delineating renewal requirements for the standard and provisional certificates
- delineating internship requirements for provisionally certified school psychologists

This item will be brought back at the January 2005 meeting as an action item for final approval

16 KAR 2:100, Junior Reserve Officers Training Corps Certification, Amendment, Notice of Intent

Current requirements for an initial, two-year renewal of the junior instructor, Junior Reserve Officers Training Corps (JROTC) certificate include a recommendation by the local superintendent and completion of 15 semester hours. Each subsequent two-year renewal requires completion of an additional 15 semester hours selected from an associate degree program at an accredited college or university. Upon completion of the associate degree with a minimum of a 2.5 grade-point-average, the certificate can be renewed for a five-year period; each renewal thereafter requires completion of two years' experience teaching in the JROTC.

After a lengthy discussion, the board requested that staff incorporate the following revisions to the regulation:

For initial certificate renewal - JROTC junior officers will be required to complete 24 hours of professional development a year OR six hours college credit in the areas of human growth and development and learning theory, foundations of education, and career development and vocational planning. Additionally, within the first two-year renewal period and within 90 days of employment, junior officers will be required to complete the *New-to-Kentucky Teacher* and *Substitute Teacher Orientation* modules on KYEducators.org

For subsequent renewals - JROTC junior officers will be required to complete 24 hours of professional development a year OR six hours college credit in the areas of human growth and development and learning theory, foundations of education, and career development and vocational planning

Staff will review the modules on KYEducators.org and make a recommendation to the board as to those modules that would be appropriate to certification renewal. After incorporating these revisions into the regulation, it will be brought back to the January 2005 meeting as an information item.

16 KAR 3:060, Guidance Counselor, Amendment, Notice of Intent

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Candidates will be required to complete 24 hours of professional development a year OR six hours college credit in the areas of human growth and development and learning theory, foundations of education, and career development and vocational planning. Additionally, within the first two-year renewal period and within 90 days of employment, candidates will be required to complete module(s) from KYEducators.org

For subsequent renewals -

Candidates will be required to complete 24 hours of professional development a year OR six hours college credit in the areas of human growth and development and learning theory, foundations of education, and career development and vocational planning

In July 2001, the Kentucky Department of Education, in collaboration with the Education Trust, sponsored a three-day institute, *Transforming the Counselor Role*, to assist counselors in becoming instructional leaders. Since then, EPSB staff, P-12 counselors, and higher education faculty have been meeting to review Kentucky's *Experienced/New School Counselor Standards for Preparation and Certification* (February 1996) and 16 KAR 3:060, Guidance Counselor, which has not been revised since 1989.

Of particular importance have been discussions regarding (1) candidates entering the profession without teaching experience, and (2) how to adapt the Council for Accreditation of Counseling and Related Educational Program Standards, November 2004, which prescribe hours and courses, to Kentucky's *Standards*, which do not.

After a lengthy discussion on the proposed recommended amendments to 16 KAR 3:060, it was the decision of the board to table the item until the January 2005 meeting. Board ask staff to invite counselors who had been meeting on the revisions to the regulations to the January 2005 meeting to answer questions and for clarification on what is being recommended.

This will be brought back to the January 2005 meeting as an information item.

16 KAR 4:010, Qualifications for Professional School Positions, Amendment, Notice of Intent

At the September 2004 meeting, the EPSB decided that any valid Kentucky teaching or administrative certificate would meet the requirements for the position of athletic director if the school district considered the position to be CERTIFIED. This decision was made after hearing from school districts that allow athletic directors time during the school day, usually via the allocation of one or more extra planning periods, to coordinate the athletic program for the school and/or district. This decision of the board needs to be reflected in the appropriate regulation, 16 KAR 4:010.

This will be brought back to the January 2005 meeting as an action item for final approval.

16 KAR 5:010, Standards for Accreditation of Educator Preparation Units and Approval of Programs, Amendment, Notice of Intent

The board approved three changes in the regulation: (1) changing the requirements for on-line providers and institutions that reside outside Kentucky and only have regional and/or national accreditation; (2) incorporating by reference the NASP standards; and (3) increasing the summary pass rate in the Quality Performance Index (QPI).

These changes will be brought back to the January 2005 meeting as an action item for final approval.

16 KAR 6:010, Written Examination Prerequisites for Teacher Certification, Amendment, Notice of Intent

The board approved six changes in the regulation: (1) setting cut scores and effective date the Biology: Content Knowledge (0235), Chemistry: Content Knowledge (0205), and Physics: Content Knowledge (0265) Praxis tests; (2) discontinuing the Biology: Content Essays (0233) requirement; (3)

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discontinuing the General Science: Content Knowledge, Part 2 (0432) requirement; (4) discontinuing the Productive Language Skills (0171) and (0192) Praxis II test requirement; (5) raising passing scores and setting effective date for Family and Consumer Science (0120), Art: Content Knowledge (0133), Middle School Social Studies (0089), Teaching Students with Visual Impairments (0280), Social Studies: Interpretation of Materials (0083), Business Education (0100), Middle School English Language Arts (0049), Music: Content Knowledge (0113), Middle School Math (0069), Latin (0600), Social Studies: Content Knowledge (0081), and French: Content Knowledge (0173) Praxis II tests; and (6) raising passing score and setting effective date for School Leadership Licensure Assessment (SLLA).

These changes will be brought back to the January 2005 meeting as an action item for final approval.

Action Items

2005 Legislative Agenda

2004-101 *Motion made by Dr. Evans, seconded by Mr. Lonnie Anderson, to approve the 2005 Legislative Agenda.*

Vote: Unanimous

Waiver Requests

2004-102 *Motion made by Dr. Wasicska, seconded by Mr. Stull, to approve the request of Dr. Verna Lowe, Chair, Education Department, Asbury College, on behalf of Mr. Jeff Towns, to waive 16 KAR 5:040, Section 2 (b), Cooperating Teacher Eligibility Requirements.*

Vote: Yes - 14

Recuse - 1 (Mr. Steve Lin)

2004-103 *Motion made by Dr. Wasicsko, seconded by Mr. Stull, to approve the request of Dr. James Cibulka, Dean, College of Education, University of Kentucky, on behalf of Ms. Christi Hack, to waive 16 KAR 5:040, Section 2 (c), Cooperating Teacher Eligibility Requirements.*

Vote: Unanimous

2004-104 *Motion made by Dr. Evans, seconded by Dr. Barlow, to deny the request of Ms. Bridget Wells to waive 16 KAR 8:020, Section 1, Requirements for Rank II.*

Vote: Yes - 13

No - 1 (Mr. Stull)

Recuse - 1 (Dr. Wasicsko)

Exceptional Children Waiver Requests

2004-105 *Motion made by Mr. Anderson, seconded by Dr. Barlow, to approve the teaching assignment waivers as recommended by the Division of Exceptional Children Services and the Division of Certification.*

Vote: Unanimous

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**DISCIPLINARY MATTERS:
MINUTES OF CASE REVIEW
November 22, 2004**

Motion made by Dr. Evans, seconded by Ms. Thompson, to go into closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.701(c)&(j).

Vote: Unanimous

Motion made by Mr. Wilson Stone, seconded by Mr. Anderson, to return to open session.

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Lydia Coffey, Tom Stull, Mark Wasicsko, Stephen Lin, Kristen Gregory, Sam Evans, Joe Welch, Lonnie Anderson, Wilson Stone, Ellie Thompson, Kent Juett, Wally Campbell, and Rita Presley.

Attorneys present were Brenda Dinkins Allen, Alicia A. Sneed, Cynthia Clay Grohmann, Courtney T. Baxter, and Robert S. Jones.

Agreed Orders

Case Number

Decision

01-12157 (Beth Ricketts)

Accept Agreed Order suspending respondent's teaching certificate for a period of nine months beginning December 14, 2001 to September 14, 2002.

Vote: Unanimous

98-0472 (James R. Michael)

Accept Agreed Order revoking respondent's teaching certificate for a period of three years retroactive to July 1, 2002. Issuance of any Kentucky teaching certificate to respondent, or on his behalf, at the conclusion of the three-year revocation period is expressly conditioned upon respondent's providing written evidence to the Board at the time of application that he has completed 12 hours of professional development/training in the areas of sexual harassment, ethics, and appropriate teacher/student relationships and/or boundary issues, as approved by the Board. Additionally, respondent shall complete an anger management class or counseling as approved by the Board. Any expense incurred for said training and/or counseling shall be paid by respondent. Respondent shall immediately surrender his original certificate and all copies of his certificate to the EPSB, by delivering or mailing to 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Vote: Unanimous

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04-0331 (Panaena Rue)

Accept Agreed Order admonishing respondent for failing to properly administer physical restraints upon a student diagnosed with extreme mental retardation. The Board reminds respondent that she has a duty to take reasonable measures to protect the health, safety, and emotional well-being of students, and encourages her to seek ongoing training in safe physical management, as well as to request classroom assistance when needed.

Vote: Unanimous

04-0456 (George Sands)

Accept Agreed Order revoking respondent's certificate. Respondent shall surrender the original and all copies of his certificate immediately, by first class mail or personal delivery to the EPSB. Respondent shall neither apply for nor be issued a teaching certificate in the Commonwealth of Kentucky for a period of seven years from

the date of acceptance of this Order by the Board. At the conclusion of the seven-year period, issuance of any certificate to respondent or on his behalf is expressly conditioned upon respondent's providing, in addition to proof of any academic requirements, written evidence to the Board that he has completed an anger management course approved by the Board. Any expense for said course shall be paid by respondent. Should respondent fail to satisfy this condition, any application for certification shall be denied.

Vote: Unanimous

04-0334

Reject Agreed Order.

Vote: Unanimous

03-0349 (Harriett Spillman)

Accept Agreed Order sanctioning respondent's certificate as follows:

1. The provisional certificate for teachers of exceptional children, trainable mentally handicapped grades K-12, shall be suspended for a period of two years beginning May 31, 2003. Reinstatement of this certificate is expressly conditioned upon respondent's providing the following documentation:
 - a) In addition to any educational requirements, written evidence to the Board of completion of six hours of professional development/training as approved by the Board in the area of behavior management of exceptional children. Any expense incurred for said training shall be paid by respondent.
 - b) Prior to reinstatement of this certificate, respondent shall undergo a comprehensive evaluation by a Kentucky licensed and/or certified physician and/or mental health professional approved by the Board. This physician and/or mental health professional shall present written evidence to the Board that respondent has complied with the evaluation process, has

successfully completed any and all treatment recommendations, and has no physical or mental incapacity that prevents her from performing duties in a special needs classroom with reasonable skill, competence or safety. Any expense incurred for said evaluation, treatment, and/or written report shall be paid by respondent.

2. The provisional certificate for teaching in the early elementary grades P-4 (and self-contained grades 5-6) shall remain intact. However, maintaining this certificate is expressly conditioned upon respondent's providing, prior to her return to a classroom teaching position, the following documentation:

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- a) Respondent shall undergo a comprehensive evaluation by a Kentucky licensed and/or certified physician and/or mental health professional, approved by the Board. The physician and/or mental health professional shall present written evidence to the Board that respondent has complied with the evaluation process, has successfully completed any and all treatment recommendations and has no physical or

mental incapacity that prevents her from performing duties with reasonable skill, competence, or safety. Any expense incurred for said evaluation, treatment, and or written report shall be paid by respondent. Respondent has fulfilled this condition via a psychological evaluation summary dated 6/24/04.

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- b) Respondent shall provide written evidence to the Board that she has completed six hours of professional development/_training as approved by the Board in the areas of classroom management and effective discipline techniques. Should respondent fail to satisfy either of these conditions, this Agreed Order may be deemed null and void and this case reinstated.

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Vote: Unanimous

04-0326 (Joseph C. Francis)

Accept Agreed Order revoking respondent's certificate for a period of 15 years from the date this order is approved by the Board.

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Furthermore, respondent is admonished for violating the Professional Code of Ethics by engaging in an inappropriate and immoral relationship with a 15-year-old female student. The Board reminds respondent that as a teaching professional, he has a duty to uphold the dignity and integrity of his profession and to maintain a professional approach with students. Issuance of any Kentucky teaching or administrative certificate to respondent is expressly conditioned upon respondent's providing written evidence to the Board at the time of application that he has completed 12 hours of professional development/training in the areas of sexual harassment, ethics, and appropriate teacher/student relationships and/or boundary issues as approved by the Board. Any expense incurred for the program shall be paid by respondent. Upon acceptance of this agreement by the Board, respondent shall immediately surrender the original and all

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copies of his certificate to the EPSB, by delivering or mailing to Airport Road, 3rd Floor, Frankfort, Kentucky 40601.

Vote: Unanimous

03-12147 (Thomas Dolan)

Accept Agreed Order revoking respondent's certificate. Respondent shall neither apply for, nor be issued, a teaching certificate in the Commonwealth of Kentucky for a period of eight years from the date of acceptance of the Order by the Board. Respondent shall surrender the original and all copies of his certificate immediately, by first class mail or personal delivery to the EPSB. Issuance of any Kentucky teaching certificate to respondent, or on his behalf, at the conclusion of the eight- year revocation period is expressly conditioned upon respondent's providing, in addition to fulfilling any educational requirements, written evidence to the Board at the time of application that he has completed 12 hours of professional development/training in the area of ethics as approved by the Board. Any expense incurred for said training and/or counseling shall be paid by respondent.

Vote: Unanimous

03-0103 (Robin Owsley)

Accept Agreed Order admonishing respondent for demonstrating willful and or/careless disregard for the health, welfare, and safety of others. As a certified educator, respondent must strive to uphold the dignity and integrity of her profession. She must be continually aware of her position as a positive role model both to her students and community. This settlement is expressly conditioned upon the following:

1. Respondent shall provide written proof of the following to the Board on or before December 15, 2004. Respondent shall undergo a comprehensive alcohol/substance abuse assessment by a Kentucky licensed and/or certified chemical dependency counselor approved by the Board. This chemical dependency counselor shall present written evidence to the Board that respondent has completed any and all treatment recommendations. If respondent has not successfully completed all treatment recommendations by December 15, 2004, she shall submit quarterly written progress reports from the chemical dependency counselor to the Board until such time as the counselor releases her from treatment. Any expense for the assessment, treatment and/or written reports shall be paid by respondent.
2. Respondent shall receive no additional alcohol/substance abuse related criminal convictions. Should respondent fail to satisfy these conditions, this agreement shall be deemed null and void and this case shall be reopened.

Vote: Unanimous

04-0563 (Donnita England)

Accept Agreed Order suspending Respondent's certificate for a period of two years from the date of acceptance from this Order by the Board. Respondent shall surrender the original and all copies of

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her certificate immediately, by first class mail or personal delivery to the EPSB, 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601. Reinstatement of respondent's certificate is expressly conditioned upon the following:

1. Respondent shall provide written proof of the following:
Respondent shall undergo a comprehensive substance abuse assessment by a Kentucky licensed and/or certified chemical dependency counselor approved by the Board. This chemical dependency counselor shall present written evidence to the Board that respondent has complied with the assessment process and has successfully completed any and all treatment recommendations. If respondent has not successfully completed all treatment recommendations at the conclusion of the two- year suspension period, she shall submit quarterly written progress reports from the chemical dependency counselor to the Board until such time as the counselor releases her from treatment. Any expense for the assessment, treatment and/or written reports shall be paid by respondent.
2. Respondent shall receive no additional substance related criminal convictions.
3. Respondent shall comply with all conditions of her probation. Should respondent fail to satisfy any of these conditions, her certificate shall not be reinstated.

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Vote: 11 Yes
2 No (*Mr. Anderson, Dr. Campbell*)

04-0347 (Calvin Booker)

Accept Agreed Order revoking respondent's certificate for a minimum period of five years from the date of acceptance of this order by the Board. Respondent shall surrender the original and all copies of his certificate immediately, by first class mail or personal delivery to the EPSB, 100 Airport Road, 3rd Floor, Frankfort, Kentucky 40601. At the conclusion of the five- year period, issuance of any certificate to respondent or on his behalf is expressly conditioned upon respondent's providing, in addition to proof of any academic requirements, written evidence to the Board that he has completed an anger management course approved by the Board. Any expense for said course shall be paid by respondent. Should respondent fail to satisfy this condition, any application for certification shall be denied.

Vote Unanimous

03-07110 (Esther Marple)

Accept Agreed Order suspending respondent's certificate for one year beginning July 1, 2004 until June 30, 2005. Respondent shall surrender the original and all copies of her certificate that may be in her possession immediately, by first class mail or personal delivery to the EPSB, 100 Airport Road 3rd Floor, Frankfort, Kentucky 40601.

Vote: Unanimous (*Mr. Anderson recused*)

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02-0566 (Timothy McCoy)

Accept Agreed Order suspending respondent's certificate for a period of thirty days beginning June 1, 2005. Upon acceptance of this agreement by the Board and before June 1, 2005, respondent shall surrender the original and all copies of his certificate to the Board, by delivering or mailing to 100 Airport Road, Third Floor, Frankfort, Kentucky 40601. Failure to do so shall result in further disciplinary action by the Board. This agreement is expressly conditioned upon respondent providing by August 1, 2005, written evidence to the Board that he has successfully completed twelve hours of professional development/training in the areas of ethics and professional responsibility. Any expense incurred for said training shall be paid by respondent. Should respondent fail to satisfy this condition, the Board shall deem this agreement null and void and reopen the case against respondent.

Vote: Unanimous

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Findings of Fact, Conclusions of Law and Recommended Orders

Consideration of the following matter took place with attorneys Brenda Dinkins Allen, Cynthia Clay Grohmann, Courtney T. Baxter and Alicia A. Sneed out of the room.

04-051(CF) (Jeffery Wade)

Adopt the hearing officer's recommended order of default, finding petitioner in default and denying authorization for the Division of Certification to issue a certificate to petitioner. Further order that the order shall remain in full force and effect for a period of five years from the date of entry of this order

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Vote: Unanimous

02-0681 (Grant West)

Adopt the hearing officer's recommended order of default, finding respondent to be in default and revoking respondent's teaching certificate for a period of 50 years.

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Vote: Unanimous

00-12270 (Sharon Macy)

Modify the hearings officer's Findings of Fact, Conclusions of Law, and Recommended Order, which recommends that the EPSB suspend respondent's teaching certificate from November 19, 2002 until January 1, 2005 for violations found with regard to Charges 12-14, and which further recommends a shared expense between the EPSB and respondent for respondent's medical and/or psychological assessment prior to reinstatement. Enter a final order finding violations for Counts 1- 14, Counts 17-19, and Count 23 and enhancing the recommended penalty due to the serious nature of respondent's threatening behavior. Reject the dismissal of Counts 20-22, but choose not to remand because

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further findings on these violations would not change the final order given the number of other violations. Revoke respondent's certificate for a minimum period of ten years from the date of entry of this order. Upon the expiration of this revocation period and upon application by respondent, respondent must submit proof from a Kentucky-licensed physician or mental health provider approved by the Board that she is fit to return to the classroom. The costs of evaluation and the report shall be at respondent's expense.

Vote: Unanimous

03-KT-001 (Chris Holbrook) Accept the hearing officer's recommended order affirming the decision of the beginning teacher committee that appellant did not pass his internship.

Vote: Unanimous (Dr. Wasicsko recused.)

Motion made by Mr. Lin and seconded by Mr. Anderson to return to closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.701(c)&(j).

Vote: Unanimous

Motion made by Dr. Wasicsko and seconded by Ms. Gregory to return to open session.

Vote: Unanimous

Consideration of these matters took place with all EPSB attorneys in the room.

Initial Case Review

<u>Case Number</u>	<u>Decision</u>
04-08111	Dismissed
04-09115	Admonish
04-08106	Admonish (Mr. Juett recused)
04-08110	Hear
04-0795	Hear
04-08107	Admonish
04-0677	Hear
04-08109	Hear
04-09113	Hear
04-08105	Defer
04-08108	Admonish (Dr. Evans dissented)
04-0571	Hear
03-0693	Admonish

Character/Fitness Review

<u>Case Number</u>	<u>Decision</u>
04-181	Approve

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Vote: Unanimous

03-KT-001 (Chris Holbrook) Accept the hearing officer's recommended order affirming the decision of the beginning teacher committee that appellant did not pass his internship.

Vote: Unanimous (Dr. Wasicsko recused.)

Motion made by Mr. Lin and se

04-182	Approve
04-186	Approve (<i>Dr. Evans, Mr. Welch dissented</i>)
04-187	Approve
04-188	Approve
04-189	Approve
04-195	Approve
04-192	Approve
04-193	Approve
04-194	Approve
04-196	Approve
94-12133	Approve
04-185	Approve
04-197	Approve
04-198	Approve (<i>Dr. Evans dissented</i>)
04-191	Approve
04-171	Approve
04-183	Approve
04-199	Approve
04-201	Approve
04-200	Approve
04-190	Approve
04-202	Approve
03-169	Approve
04-204	Approve
04-203	Approve
04-205	Deny
04-206	Approve

Motion made by Mr. Anderson, seconded by Ms. Gregory, to adjourn the meeting.

Vote: Unanimous.

The meeting adjourned at 3:25 PM.

Next Meeting: **January 24, 2005**
 9:00AM
 EPSB Board Room
 Frankfort, Kentucky

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approved by the Board that she is fit to return to the classroom. The costs of evaluation and the report shall be at respondent's expense.

Vote: Unanimous

03-KT-001 (Chris Holbrook) Accept the hearing officer's recommended order affirming the decision of the beginning teacher committee that appellant did not pass his internship.

Vote: Unanimous (*Dr. Wasicsko recused.*)

Motion made by Mr. Lin and seconded by Mr. Anderson to return to closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.701(c)&(j).

Vote: Unanimous

Motion made by Dr. Wasicsko and seconded by Ms. Gregory to return to open session.

Vote: Unanimous